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7

8 **UNITED STATES MAGISTRATE COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 UNITED STATES OF AMERICA,) Criminal Case No. 08MJ2144
11)
Plaintiff,)
12)
v.) MOTION TO DISMISS
13) WITHOUT PREJUDICE
SONIA LIZBETH AVILES-CHAVEZ,)
14 JOSE ALBERTO CASTILLO-GONZALEZ)
15)
Material Witnesses.)
_____)

16 **MOTION TO DISMISS**

17
18 COMES NOW the United States Attorney, Karen P. Hewitt, and Assistant U.S. Attorney,
19 Caroline P. Han, and hereby moves to dismiss, without prejudice, the material witness complaint
20 pursuant to 18 U.S.C. § 3144 against the above named material witnesses in the interest of justice
21 as their presence is no longer required in the United States because no criminal charges are being
22 filed in the matter for which they were being held.

23
24 DATED: July 15, 2008

25 Respectfully submitted,

26 KAREN P. HEWITT
United States Attorney

27 /s/ *Caroline P. Han*
CAROLINE P. HAN
28 Assistant U.S. Attorney